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PTO/SB/05 (4/98)

Approved for use through 09/30/2000. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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UTILITY PATENT APPLICATION TRANSMITTAL		Attorney Docket No. P313641
		<i>First Inventor or Application Identifier</i> Steven H. Rice
Title	METHOD AND APPARATUS FOR A DEVICE TO CREATE A MUSICAL NOISE	
		Express Mail Label No. EL740968349US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

APPLICATION ELEMENTS		Assistant Commissioner for Patents ADDRESS TO: Box Patent Application Washington DC 20211
<p>1. <input checked="" type="checkbox"/> *Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original and a <i>duplicate</i> for fee processing)</p> <p>2. <input checked="" type="checkbox"/> Specification [Total Pages 28] (<i>preferred arrangement</i> set forth below) - Descriptive title of the Invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Reference to Microfiche Appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (<i>if filed</i>) - Detailed Description - Claim(s) - Abstract of the Disclosure</p> <p>3. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 5]</p> <p>4. Oath or Declaration [Total Pages 33] a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 C.F.R. § 1.63(d)) <i>(for continuation/divisional with Box 16 completed)</i> i. <input type="checkbox"/> DELETION OF INVENTOR(S) <i>Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).</i></p>		<p>5. <input type="checkbox"/> Microfiche Computer Program (<i>Appendix</i>)</p> <p>6. Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i> a. <input type="checkbox"/> Computer Readable Copy b. <input type="checkbox"/> Paper Copy (<i>identical to computer copy</i>) c. <input type="checkbox"/> Statement verifying identity of above copies</p>
ACCOMPANYING APPLICATION PARTS		
<p>7. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))</p> <p>8. <input type="checkbox"/> 37 C.F.R. §3.73(b) Statement <input type="checkbox"/> Power of <i>(when there is an assignee)</i> <input type="checkbox"/> Attorney</p> <p>9. <input type="checkbox"/> English Translation Document (<i>if applicable</i>)</p> <p>10. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Citations</p> <p>11. <input type="checkbox"/> Preliminary Amendment</p> <p>12. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i> * Small Entity</p> <p>13. <input checked="" type="checkbox"/> Statement(s) <input type="checkbox"/> Statement filed in prior application, (PTO/SB/09-12) <input type="checkbox"/> Status still proper and desired</p> <p>14. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i></p> <p>15. <input checked="" type="checkbox"/> Other: Transmittal Letter w/ Express Cert. of Mailing.....</p>		

16. If a **CONTINUING APPLICATION**, check appropriate box, and supply the requisite information below and in a preliminary amendment: Continuation Divisional Continuation-in-part (CIP)

of prior application No:

Prior application information: Examiner _____

Group I Art Unit _____

For **CONTINUATION or DIVISIONAL APPS only**: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.**17. CORRESPONDENCE ADDRESS**

<input checked="" type="checkbox"/> Customer Number or Bar Code Label	22931		or <input type="checkbox"/> Correspondence address below
(Insert Customer No or Attach bar code label here)			
Name	Michael F. Hughes		
	Hughes & Schacht P.L.L.C.		
Address	2801 Meridian St. Suite 1		
City	Bellingham	State	WA
Country	U.S.	Telephone	(360) 647-1296
Fax	(360) 671-2489		

Name (Print/Type)	Michael F. Hughes	Registration No. (Attorney/Agent)	41,084
Signature			Date
			March 21, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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FEE TRANSMITTAL for FY 2000

Patent fees are subject to annual revision.

Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT \$ 562.00

Complete if Known

Application Number	
Filing Date	March 21, 2001
First Named Inventor	Steven H. Rice
Examiner Name	
Group / Art Unit	
Attorney Docket No.	P 313641

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to credit any overpayment to the account stated below.

Deposit Account Number 08-3260

Deposit Account Name

- Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17

2. Payment Enclosed:

- Check Money Order Other

FEE CALCULATION

1. BASIC FILING

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
101 760 201 380	Utility filing fee		355.00
106 310 206 155	Design filing fee		
107 480 207 240	Plant filing fee		
108 760 208 380	Reissue filing fee		
114 150 214 75	Provisional filing fee		

SUBTOTAL(1) \$ 355.00

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
43	-20 = 23	x 9.00	\$ 207.00
Independent Claims	3 - 3 = 0	x 40.00	\$ 0.00
Multiple Dependent	none		\$ 0.00

*or number previously paid, if greater. For Reissues, see below

Large Entity Small Entity

Fee Code (\$)	Fee Description
103 18 203 9	Claims in excess of 20
102 78 202 39	Independent claims in excess of 3
104 260 204 130	Multiple dependent claim, if not paid
109 78 209 39	** Reissue independent claims over original patent
110 18 210 9	** Reissue claims in excess of 20 and over original patent

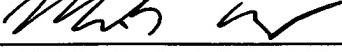
SUBTOTAL (2) \$ 207.00

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
105 130 205 65	Surcharge - late filing fee or oath		
127 50 227 25	Surcharge - late provisional filing fee or cover sheet.		
139 130 139 130	Non-English specification		
147 2,520 147 2,520	For filing a request for reexamination		
112 920*	112 920* Requesting publication of SIR prior to Examiner action		
113 1,840*	113 1,840* Requesting publication of SIR after Examiner action		
115 110 215 55	Extension for reply within first month		
116 380 216 190	Extension for reply within second month		
117 870 217 435	Extension for reply within third month		
118 1,360 218 680	Extension for reply within fourth month		
128 1,850 228 925	Extension for reply within fifth month		
119 300 219 150	Notice of Appeal		
120 300 220 150	Filing a brief in support of an appeal		
121 260 221 130	Request for oral hearing		
138 1,510 138 1,510	Petition to institute a public use proceeding		
140 110 240 55	Petition to revive - unavoidable		
141 1,210 241 605	Petition to revive - unintentional		
142 1,210 242 605	Utility issue fee (or reissue)		
143 430 243 215	Design issue fee		
144 580 244 290	Plant issue fee		
122 130 122 130	Petitions to the Commissioner		
123 50 123 50	Petitions related to provisional applications		
126 240 126 240	Submission of Information Disclosure Stmt		
581 40 581 40	Recording each patent assignment per property (times number of properties)		
146 760 246 380	Filing a submission after final rejection (37 CFR § 1.129(a))		
149 760 249 380	For each additional invention to be examined (37 CFR § 1.129(b))		
Other fee (specify) _____			
Other fee (specify) _____			
Reduced by Basic Filing Fee Paid	SUBTOTAL (3)	(\$)	0.00

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Michael F. Hughes	Registration No. (Attorney/Agent)	41,084	Telephone	(360)647-1296	
Signature					Date	March 21, 2001

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PATENT, TRADEMARK
& COPYRIGHT LAW

Assistant Commissioner for Patents
U.S. Patent and Trademark Office
Washington, D.C. 20231

March 21, 2001
Docket No. P313641

Sir:

Transmitted herewith for filing is a Patent application:

Applicant: Mr. Steven H. Rice
Title: METHOD AND APPARATUS FOR A DEVICE TO CREATE A MUSICAL
NOISE

Application is claiming priority benefit under 35 U.S.C. §119(e) of U.S. Serial
Number(s) and Filing Date(s):

Serial Number Filing Date
60/191,005 03/21/00

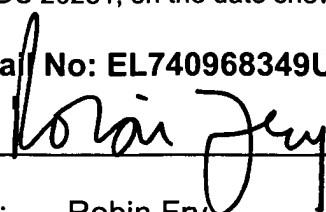
1. Enclosed are:

- a) Certificate of Express Mailing requesting treatment under 37 CFR 1.10,
Express Mail Filing Date of March 21, 2001, Label No. EL740968349US;
- b) 1-page Utility Patent Application Transmittal;
- c) 1-page Fee Transmittal in duplicate form;
- d) Unexecuted Combined Declaration and Power of Attorney;
- e) IDS PTO-1449 w/ Cited References;
- f) Specification, claims and abstract (28 pages total: 18 pages of specification,
9 pages of claims, 1 page of abstract);
- g) 5 sheets of informal drawings;
- h) A check in the amount of \$ 562.00 for Filing Fee; and
- i) A stamped return receipt postcard.

EXPRESS MAIL CERTIFICATE OF MAILING
37 C.F.R. §1.10

I hereby certify that this paper (along with any paper
referred to as being attached or enclosed) is being
deposited with the United States Postal Service,
Express Mail Post Office to Addressee, in an
envelope addressed to BOX PATENT
APPLICATION, Assistant Commissioner for Patents,
Washington, DC 20231, on the date shown below.

Express Mail No: EL740968349US

Signature: 

Print Name: Robin Fry
DATE MAILED: March 21, 2001